



2856

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Roger Dale Hiatt
TITLE : APPARATUS AND METHOD FOR
EXTRACTING A SAMPLE FROM A STRIP OF
MATERIAL
SERIAL NO. : 09/944,725
FILING DATE : August 31, 2001
EXAMINER : Noland, T.
GROUP ART UNIT : 2856
CONFIRMATION NO. : 1704
ATTORNEY DOCKET NO. : 24221-88-2

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT B
AND REQUEST FOR RECONSIDERATION UNDER 37 CFR § 1.143

Dear Examiner:

This is in response to the Office Action dated March 4, 2004, issued in connection with the above-referenced application. The Examiner set a shortened statutory period of 2 months to reply. Accordingly, this response is timely filed.

Please amend the subject application as follows:



PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/944,725
Filing Date	08/31/2001
First Named Inventor	Hiatt Roger Dale
Art Unit	2856
Examiner Name	Noland, T.

Attorney Docket Number

24221-88-2

ENCLOSURES (Check all that apply)

- Fee Transmittal Form
- Fee Attached
- Amendment/Reply
 - After Final
 - Affidavits/declaration(s)
- Extension of Time Request
- Express Abandonment Request
- Information Disclosure Statement
- Certified Copy of Priority Document(s)
- Response to Missing Parts/ Incomplete Application
- Response to Missing Parts under 37 CFR 1.52 or 1.53

- Drawing(s)
- Licensing-related Papers
- Petition
- Petition to Convert to a Provisional Application
- Power of Attorney, Revocation
- Change of Correspondence Address
- Terminal Disclaimer
- Request for Refund
- CD, Number of CD(s) _____

- After Allowance communication to Technology Center (TC)
- Appeal Communication to Board of Appeals and Interferences
- Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
- Proprietary Information
- Status Letter
- Other Enclosure(s) (please identify below):
Return Receipt Postcard

Remarks

Response to Office Action Dated March 4, 2004

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	W. Scott Harders, Reg. No. 42,629 Benesch, Friedlander, Coplan & Aronoff, LLP
Signature	
Date	May 4, 2004

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Christina R. Correll		
Signature		Date	May 4, 2004

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